

Eric H. Gibbs (State Bar No. 178658)
ehg@girardgibbs.com

Dylan Hughes (State Bar No. 209113)

David Stein (State Bar No. 257465)

GIRARD GIBBS LLP

601 California Street, 14th Floor

San Francisco, California 94104

Telephone: (415) 981-4800

Facsimile: (415) 981-4846

Roger L. Mandel (*pro hac vice* forthcoming)

rmandel@beckham-mandel.com

BECKHAM & MANDEL

3400 Carlisle, Suite 550

Dallas, Texas 75204

Telephone: (214) 965-5124

Facsimile: (14) 965-9301

Attorneys for Plaintiff John Hernandez

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN HERNANDEZ,

Plaintiff,

vs.

ENTERTAINMENT SHOPPING, INC.,

Defendant.

CASE NO. 5:11-cv-01353-JF

CLASS ACTION

**PLAINTIFF'S NOTICE OF
VOLUNTARY DISMISSAL
PURSUANT TO RULE 41(a)(1)**

NOTICE OF VOLUNTARY DISMISSAL

PLEASE TAKE NOTICE that Plaintiff John Hernandez hereby voluntarily dismisses all of his claims against Defendant Entertainment Shopping, Inc, pursuant to Federal Rule of Civil Procedure 41(a)(1). *See generally Wynn v. Nat'l Broadcasting Co.*, No. CV 00-11248, 2002 WL 31681865 (C.D. Cal. Mar. 6, 2002) (dismissal under Rule 41(a)(1) did not require approval "by the Court pursuant to Rule 23(e), since there is no certified class action").

DATED: April 25, 2011

Respectfully submitted,

GIRARD GIBBS LLP

By: /s/ David Stein

Eric H. Gibbs
Dylan Hughes
601 California Street, Suite 1400
San Francisco, California 94104
Telephone: (415) 981-4800
Facsimile: (415) 981-4846

Roger L. Mandel
BECKHAM & MANDEL
3400 Carlisle, Suite 550
Dallas, Texas 75204
Telephone: (214) 965-5124
Facsimile: (14) 965-9301

Attorneys for Plaintiff John Hernandez